

1638

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop - Amendment; Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on Jan. 16, 2008.

J M S

Jay M. Sanders, Patent Attorney

1/16
SUPPLEMENTAL RESPONSE
Examining Group 1638
Patent Application
Docket No. CHL-T107C2Z2
Serial No. 10/519,821

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Anne R. Kubelik, Ph.D.
Art Unit : 1638
Applicant : Henry Daniell
Serial No. : 10/519,821
Filed : December 30, 2004
Conf. No. : 3102
For : Plastid Genetic Engineering Via Somatic Embryogenesis

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL RESPONSE

Further to the Response filed on January 11, 2008, the undersigned would like to note the following non-exclusive basis in the specification for the claims filed with that Response. This was inadvertently not included with that Response.

Basis for species-specific flanking sequences in Claims 1, 35, and 36 can be found in the following paragraphs of the published specification (US 2007-0124830): 94, 141, 315, and 339. In addition, the Brief Description of the Figures for Figures 8-30, for example, show species-specific flanking sequences.

Basis for Claims 2 and 3 can be found in paragraphs 66, 67, 75, 340, 349, and in particular paragraph 351.

Basis for kanamycin in Claim 25 can be found in, for example, paragraphs 350 and 360 of the published specification and in the Brief Description of the Figures for Figures 33A-C and 34B. Basis for Claim 23 can be found in paragraph 350.

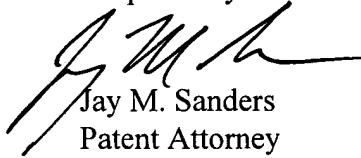
Basis for claims 32 and 40 can be found in the Brief Summary and in Example 1, for example.

PLEASE ALSO NOTE THAT AN INFORMATION DISCLOSURE STATEMENT IS BEING CONCURRENTLY FILED UNDER SEPARATE COVER.

The applicant invites the Examiner to call the undersigned if clarification is needed on any of this response, or if the Examiner believes a telephonic interview would expedite the prosecution of the subject application to completion.

The Commissioner is hereby authorized to charge any fees which may be required to Deposit Account No. 19-0065.

Respectfully submitted,



Jay M. Sanders
Patent Attorney
Registration No. 39,355
Phone No.: 352-375-8100
Fax No.: 352-372-5800
Address: P.O. Box 142950
Gainesville, FL 32614-2950

JMS/mrc